

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,) No. CR-11-0033 WHA
vs.)
Plaintiff,) **STIPULATION AND [PROPOSED]**
vs.) **ORDER CONTINUING SENTENCING**
vs.) **HEARING**
vs.)
vs.) **Current Sentencing Date: Apr. 19, 2011**
vs.) Time: 2:00 p.m.
vs.) Judge: Hon. William H. Alsup
JORGE SOTELO-TIRANDO,)
Defendant.) **Proposed Sentencing Date: Apr. 26, 2011**
vs.) Time: 2:00 p.m.
vs.) Judge: Hon. William H. Alsup

The above-captioned case is currently scheduled for sentencing on Tuesday, April 19, 2011 at 2:00 p.m. Mr. Sotelo respectfully requests that the Court continue the sentencing hearing to April 26, 2011 at 2:00 p.m. The probation officer and the government have no objection to the change and have represented that they are available for the proposed date.

Undersigned defense counsel has a scheduling conflict that will require him to be out-of-district for personal reasons on the currently scheduled sentencing date. Counsel for Mr. Sotelo contacted Special Assistant United States Attorney Patricia Spaletta, who did not oppose the request and indicated that the change would be convenient because she

1 will be out on medical leave during the time that her sentencing memorandum would be
2 due. United States Probation Officer E. Ann Searles represented that she did not object to
3 the change. Defense counsel also contacted Your Honor's Courtroom Deputy, Ms.
4 Toland, who confirmed the Court's availability for the continued sentencing on April 26,
5 2011.

6 The parties and the probation officer jointly request that the date for sentencing in
7 this case be continued until Tuesday, April 26, 2011 at 2:00 p.m.

8 **IT IS SO STIPULATED.**

9
10 April 5, 2011
11 DATED

/s/
12 LOWELL POWELL for PATRICIA SPALETTA
13 Special Assistant United States Attorneys

14 April 5, 2011
15 DATED

/s/
16 LOREN STEWART
17 Assistant Federal Public Defender
18 Attorney for Jorge Sotelo Tirando

19 **PROPOSED ORDER**

20
21 For good cause shown, the sentencing now scheduled for Tuesday, April 19, 2011
22 is vacated. The matter shall be added to the Court's calendar on Tuesday, April 26, 2011
23 at 2:00 p.m. for sentencing.

24 **IT IS SO ORDERED.**

25
26 April 5, 2011.
DATED


HON. WILLIAM H. ALSUP
United States District Court Judge